Order

Michigan Supreme Court Lansing, Michigan

May 30, 2007

131726

ROBERT GAINES, Plaintiff-Appellant,

V

JAMES A. KERN, d/b/a JAMES A. KERN AGENCY, ALLSTATE INSURANCE COMPANY, and MICHIGAN BASIC INSURANCE ASSOCIATION,

Defendants-Appellees.

Clifford W. Taylor, Chief Justice

Michael F. Cavanagh Elizabeth A. Weaver Marilyn Kelly Maura D. Corrigan Robert P. Young, Jr. Stephen J. Markman, Justices

SC: 131726 COA: 266049

Oakland CC: 2004-059906-CK

On order of the Court, the application for leave to appeal the April 20, 2006 judgment of the Court of Appeals is considered, and it is DENIED, because we are not persuaded that the questions presented should be reviewed by this Court prior to the completion of the proceedings ordered by the Court of Appeals.

TANSING .

s0523

I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

May 30, 2007

Clerk